

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CITY OF
TULSA, OKLAHOMA,**

scheduled for Wednesday, November 16, 2022, at 5:00 P.M in the City Council Chamber, One Technology Center, 175 E. 2nd St., Second Floor, Tulsa, OK, to transact all business as set out in Notice and Agenda posted in the Office of City Clerk, Room 260, One Technology Center, 175 E. 2nd St., Second Floor, Tulsa, OK on Monday, November 14, 2022, at 4:08 P.M.

CALL TO ORDER

Chair Decter Wright called the meeting to order at 5:11 P.M.

ROLL CALL:

Hall-Harper	Present	Dodson	Present
Cue	Present	Decter Wright	Present
Patrick	Present	Lakin	Present
McKee	Present	Fowler	Present
Arthrell-Knezek	Present		
	Present:	9	
	Absent:	0	

STAFF PRESENT

Jack Blair, City Attorney
Lori Doring, Secretary to the Council
Elizabeth Tankard, Council Staff

1. RECEIPT & FILING OF MINUTES

- a. Minutes of Regular Meeting held at 4:00 PM on October 26, 2022. [CC 11/16/22] 22-1056-1
- b. Minutes of Regular Meeting held at 5:00 PM on October 26, 2022. [CC 11/16/22] 22-1056-2
- c. Minutes of Special Meeting held at 9:00 AM on November 1, 2022. [CC 11/16/22] 22-1057-1

Councilor Cue moved to approve 1.a – 1.c. Councilor Lakin seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Dodson	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
McKee	Yea	Fowler	Yea
Arthrell-Knezek	Yea		
Yeas: 9	Nays: 0	Absent: 0	Abstentions: 0

Motion carried.

2. APPOINTMENTS & REAPPOINTMENTS

- a. Nathan Reese – Reappointment to the City of Tulsa/Rogers County Port Authority; term expires October 4, 2026. (Attended 31/36 meetings.) (CD-8) [UED 11/2/22; CC 11/16/22] 22-974-1
- b. Brandon Jackson – Reappointment to the Infrastructure Development Advisory Board; term expires September 30, 2025. (Attended 1/6 meetings.) (CD-1) [PW 11/2/22; CC 11/16/22] 22-989-1

- c. Paul McTighe – Reappointment to the Sales Tax Overview Committee; term expires December 31, 2026. (Attended 12/12 meetings.) (CD-2) [UED 11/2/22; CC 11/16/22] 22-1022-1

Public Comments:
John Huffines – 2.a – 2.c.

Councilor Cue moved to approve 2.a – 2.c. Councilor Lakin seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Dodson	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
McKee	Yea	Fowler	Yea
Arthrell-Knezek	Yea		

Yeas: 9 Nays: 0 Absent: 0 Abstentions: 0

Motion carried.

3. PUBLIC HEARINGS

- a. No items this week.

4. MAYOR’S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts, and new business.

There was no report.

- b. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution authorizing Condemnation of property owned by Wilbert Rollins II, located at 1727 E. 27th St. N., Henshaw Addition, for Arterial Street Rehabilitation on Apache St. from Peoria Ave. to Lewis Ave., Project No. 144202. (CD-1) [PW 11/2/22; CC 11/16/22] 22-997-2
- c. Consideration and possible approval, adoption, denial, amendment or revision of Change Order No. 3 to Contract No. 135297 between the City of Tulsa and Crossland Heavy Contractors, Inc., for Project No. 144216 and 144218 in the amount of one hundred thousand, three hundred seventy-six dollars and fifty-three cents (\$100,376.53) necessary to construct a retaining wall to support a revised sidewalk alignment along the north frontage of E. 41st. St. between S. Lewis Ave. and S. Yorktown Ave. (CD-9) [PW 11/2/22; CC 11/16/22] 22-998-2
- d. Consideration and possible approval, adoption, denial, amendment or revision of Change Order No. 1 to Contract No. 136222 between the City of Tulsa and Ground Level, LLC, for Project No. 144200, TMUA-W 15-04, and SWD 10669 in the amount of one hundred fifty-nine thousand, one hundred seventy-four dollars and seventy-four cents (\$159,174.74) and adding four hundred twenty (420) calendar days due to material cost increases and delays incurred by the contractor caused by the 2021 Cyber Attack on the City of Tulsa and major modifications to the roadway necessitating an approximate two month work stoppage on 36th St. N. from Martin Luther King, Jr. Blvd. and Peoria Ave. (CD-1) [PW 11/2/22; CC 11/16/22] 22-999-2
- e. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution authorizing payment of twenty-two thousand, two hundred dollars (\$22,200.00) to Sabrina Lorenzama, Plaintiff, and Griffin, Reynolds & Associates, Attorneys, from the Sinking Fund as a judgment and attorney fee

award in Case No. CJ-2022-03130, Sabrina Lorenzama v. City of Tulsa et al. **(Emergency Clause)** [PW 11/16/22; CC 11/16/22] 22-1034-2

- f. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution authorizing payment of one hundred ten thousand dollars (\$110,000.00) to Sharae Heather McMinn, Plaintiff, and Rogers & Ritzhaupt, PLLC and Stanley D. Monroe, PC, Attorneys, from the Sinking Fund as a judgment and attorney fee award in Case No. CJ-2016-4521, Sharae Heather McMinn v. City of Tulsa et al. **(Emergency Clause)** [PW 11/16/22; CC 11/16/22] 22-1039-2
- g. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution authorizing payment of twenty-five thousand dollars (\$25,000.00) to Gambler, Inc., Plaintiff, from the Sinking Fund as a judgment and attorney fee award in Case No. CJ-2022-03131, Gambler, Inc. v. City of Tulsa et al. **(Emergency Clause)** [PW 11/16/22; CC 11/16/22] 22-1035-2
- h. Consideration and possible approval, adoption, denial, amendment or revision of a travel expense donation of one thousand, two hundred five dollars and sixty-eight cents (\$1,2005.68) from Cities for Financial Empowerment Fund, Inc. for Krystal Reyes to travel to New York City, NY on October 24-26, 2022, to attend the Financial Empowerment Cities Partner Convening. [CC 11/16/22] 22-1036-1
- i. Consideration and possible approval, adoption, denial, amendment or revision of a travel expense donation of one thousand, one hundred twenty-seven dollars and eight cents (\$1,127.08) from Cities for Financial Empowerment Fund, Inc. for Janae Bradford to travel to New York City, NY on October 24-26, 2022, to attend the Financial Empowerment Cities Partner Convening. [CC 11/16/22] 22-1037-1
- j. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Turkey Distribution scheduled for November 21-23, 2022, at 2027 N. Martin Luther King, Jr. Blvd. (CD-1) [CC 11/16/22] 22-1047-1
- k. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Turkey Trot scheduled for November 25, 2022, at 300 S. Denver Ave. (CD-4) [CC 11/16/22] 22-1048-1
- l. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Tulsa Dream Center Toy Run scheduled for December 4, 2022, starting at 200 W. 46th St. N. (CD-1,4) [CC 11/16/22] 22-1049-1
- m. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Tulsa Route 66 Marathon 5K and Fun Run scheduled for November 19, 2022, starting at 111 E. Reconciliation Way. (CD-1,4) [CC 11/16/22] 22-1054-1
- n. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Tulsa Route 66 Marathon scheduled for November 20, 2022, starting at 605 S. Main St. (CD-4,9) [CC 11/16/22] 22-1060-1

Public Comments:
James Alexander, Jr. – 4.h, 4.i.
John Huffines – 4.j, 4.l.

Councilor Cue moved to approve 4.b – 4.n with the emergency clause on 4.e – 4.g. Councilor Lakin seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Dodson	Yea
Cue	Yea	Decter Wright	Yea

Patrick	Yea	Lakin	Yea
McKee	Yea	Fowler	Yea
Arthrell-Knezek	Yea		
Yeas: 9	Nays: 0	Absent: 0	Abstentions: 0
Motion carried.			

5. AUTHORITIES, BOARDS & COMMISSIONS

- a. Monthly Status Report from the Sales Tax Overview Committee on current activities and efforts. [CC 11/16/22]

Kathy Sebert presented the report.

Public Comments:
John Huffines – 5.a.

- b. Consideration and possible approval, adoption, denial, amendment, or revision of a Final Plat for Addison Creek Blocks 10-15 Addition, consisting of Eighty-seven (87) Lots, Six (6) Blocks, on 24.87 acres located west of S. Sheridan Rd. at E. 126th Pl. S. (TMAPC staff administratively **APPROVED** the final plat on behalf of TMAPC.) (CD-8) [CC 11/16/22] 22-1062-1
- c. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7679 from OL to RM-2 for property located south of the SE/c of E. 11th St. S. and S. Quincy Ave. requested by Raul Cisneros. (Property owner: Kace Capital, LLC) (CD-4) (TMAPC voted 6-0-1 to recommend **APPROVAL** of RM-2 zoning.) [UED 11/2/22; CC 11/16/22; CC 11/30/22] 22-1019-2
- d. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7680 from CS to CH with an Optional Development Plan for property located at the NW/c of E. 41st St. S. and S. 129th E. Ave. requested by Lou Reynolds. (Property owner: Key Plus Properties, LLC) (CD-6) (TMAPC voted 7-0-0 to recommend **APPROVAL** of CH zoning with an Optional Development Plan.) [UED 11/2/22; CC 11/16/22; CC 11/30/22] 22-1020-2
- e. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7673/MPD-5 from IM to MPD-5 for property located at the SW/c of E. Independence St. and N. Lansing Ave. requested by Nia James/PartnerTulsa. (Property owner: City of Tulsa) (CD-1) (TMAPC voted 5-1-0 to recommend **APPROVAL** of MPD-5 zoning.) [UED 10/26/22; CC 11/2/22; CC 11/16/22; CC 11/30/22] 22-983-4
- f. Consideration and possible approval, adoption, denial, amendment or revision of the Second Amended and Restated Trust Indenture creating the Emergency Medical Services Authority (EMSA); authorizing EMSA to provide direct emergency medical services and/or contract for the provision of those services; eliminating the “window of opportunity” and replacing it with withdrawal provisions linked to emergency medical response time compliance; and adding enhanced reporting requirements to the beneficiary cities. (Lakin) [PW 11/2/22; UED 11/16/22; CC 11/16/22] 22-1014-2

Public Comments:
Freeman Culver – 5.e.
Cleo Harris – 5.e.
Dale Lawton – 5.e.
James Alexander, Jr. – 5.e.

There was Council discussion.

Representatives from PartnerTulsa addressed the Council regarding 5.e.

Councilor Cue moved to approve 5.b – 5.f. Councilor Lakin seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Dodson	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
McKee	Yea	Fowler	Yea
Arthrell-Knezek	Yea		

Yeas: 9 Nays: 0 Absent: 0 Abstentions: 0

Motion carried.

6. ORDINANCES - FIRST READING

6.a was read and voted on separately.

- a. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of five million, six hundred seven thousand, five hundred dollars (\$5,607,500.00) from pledged revenue within the Public Works Non-Federal Grants SubFund. (Gilcrease Museum Expansion) **(REQUESTING WAIVER OF CITY CHARTER, COUNCIL RULES & ORDER OF BUSINESS, AND REQUESTING APPROVAL AND ADOPTION ON FIRST READING)** [UED 11/16/22; CC 11/16/22] 22-1046-2

Councilor Cue moved to approve 6.a with waiver of City Charter, and Council Rules & Order of Business, requesting approval on First Reading. Councilor Lakin seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Dodson	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
McKee	Yea	Fowler	Yea
Arthrell-Knezek	Yea		

Yeas: 9 Nays: 0 Absent: 0 Abstentions: 0

Motion carried.

- b. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of four hundred eighty-five thousand, seven hundred sixty dollars (\$485,760.00); three hundred eighty-eight thousand, six hundred eight dollars (\$388,608.00) from grant revenue to be received from the Department of Transportation and local match funding of ninety-seven thousand, one hundred fifty-two dollars (\$97,152.00) transferred from the 2020 Sales Tax Fund to be received within the Department of Transportation Grants SubFund. (Osage Trail Lighting Improvements) [UED 11/16/22; CC 11/16/22; CC 11/30/22] 22-1033-2
- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of two hundred thousand dollars (\$200,000.00) from unappropriated fund balance within the General Fund. (PGA Championship and Quality Events) [UED 11/16/22; CC 11/16/22; CC 11/30/22] 22-1038-2

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- d. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of thirteen million, seven hundred thousand dollars (\$13,700,000.00) from grant revenues received from the United States Treasury American Rescue Plan Act (ARPA) SubFund and to transfer unencumbered and unexpended appropriation balances of two million, one hundred forty-three thousand, seven hundred eighty dollars and thirty-nine cents (\$2,143,780.39) between Departments and Account groups within the American Rescue Plan Act (ARPA) SubFund. [UED 11/16/22; CC 11/16/22; CC 11/30/22] 22-1059-2

Without objection, items 6.b – 6.d were forwarded to the next Council meeting.

7. ORDINANCES - SECOND READING

- a. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Ordinance Z-7674 to supplementally zone to Historic Preservation (HP) Overlay properties zoned RS-3 bounded on the north by E. 11th St. S., on the east by S. Peoria Ave., on the south by E. 13th St. S., and on the west by Highway 75, commonly referred to as the Tracy Park Neighborhood and excluding the commercially zoned properties along S. Peoria Ave. requested by Tulsa City Council. (Property owners: Multiple Property Owners) (CD-4) (TMAPC voted 6-0-0 to recommend **APPROVAL** of RS-3 zoning with a supplemental Historic Preservation Overlay.) [UED 10/26/22; CC 11/2/22; CC 11/16/22] 22-981-3
- b. Consideration and possible approval, adoption, denial, amendment or revision of Ordinance ZCA-18 amending the City of Tulsa Zoning Code, Title 42, Tulsa Revised Ordinances, to add Section 20.090 establishing the regulations of a Neighborhood Character Overlay (NCO) District. (TMAPC voted 7-2-0 to recommend the City Council **ADOPT** the proposed amendments.) [UED 10/26/22; CC 11/2/22; CC 11/16/22] 22-982-2
- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of one hundred twenty thousand dollars (\$120,000.00) from unappropriated fund balance within the Short Term Capital Fund. (Gilcrease Repair) [UED 11/2/22; CC 11/2/22; CC 11/16/22] 22-993-2
- d. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to transfer unencumbered and unexpended appropriation balances of five thousand dollars (\$5,000.00) between departments and accounts within the Charles Page Boulevard and related Infrastructure Project and within the 2014 Sales Tax Fund. (Newblock Pollinator Garden) [UED 11/2/22; CC 11/2/22; CC 11/16/22] 22-994-2
- e. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Title 37A of Tulsa Revised Ordinances, “Emergency Medical Services Code,” Chapter 1, defining “contract for special arrangements” and “supplemental service provider”; amending and updating definitions and terms to conform with state law and the Uniform Ordinance for Emergency Medical Services required by the Amended and Restated EMS Interlocal Cooperation Agreement; authorizing the Emergency Medical Services Authority (EMSA) to provide direct emergency medical services and/or contract for the provision of those services; defining supplemental services provider and adding related compliance measures; dividing the Western Division into three sub-areas, lowering the threshold for response time compliance discrimination, and limiting allowed exclusions to response time compliance standards; clarifying procedures for denial, revocation, or suspension of personnel credentialed by the Medical Director; and providing for an effective date of December 1, 2022. (**Emergency Clause**) (Lakin) [PW 11/2/22; CC 11/2/22; UED 11/16/22; CC 11/16/22] 22-1015-2

Public Comments:
Chip Atkins – 7.a.

Councilor Cue moved to approve 7.a – 7.e with the emergency clause on 7.e.
Councilor Lakin seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Dodson	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
McKee	Yea	Fowler	Yea
Arthrell-Knezek	Yea		

Yeas: 9 Nays: 0 Absent: 0 Abstentions: 0

Motion carried.

8. COUNCIL ITEMS

- a. Councilors’ announcements and reports on current community events, activities, efforts, and concerns. Other than announcements and reports, no discussion will ensue.

Councilor Decter Wright reminded everyone to watch out for pedestrians while children are out of school. Councilor McKee announced that there would be a District 4 Town Hall on December 4, 2022. Councilor Patrick wished Councilor Decter Wright a happy birthday. Councilor Dodson reminded everyone to drive carefully and be kind.

Public Comments:
John Huffines – 8.a.

9. NEW BUSINESS

- a. No items this week.

10. HEARING OF APPEALS

- a. No items this week.

11. HEARING OF PUBLIC COMMENTS

- a. **RESCHEDULED:** James Johnson – Safety devices needed at Mohawk Blvd.
[CC 11/16/22] 22-1042-1

12. ADJOURNMENT

- a. Adjournment.

Chair Decter Wright adjourned the meeting at 6:32 P.M.

Crista Patrick, Chair of the Council

Lori Doring, Secretary to the Council